

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Andrew M Ferguson v Arthur G Port**  
Docket No. **259748**  
L.C. No. **04-008169-NI**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the November 29, 2004 order is not a final order for the reason that the claims against defendant are still outstanding. See MCR 2.604(A) and 7.202(6)(a)(i). As a result, appellant may only challenge the order at this time by filing a delayed application for leave to appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 21 2005

Date

*Sandra Schultz Mengel*  
Chief Clerk